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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:
Clark Baker Jr. et al.

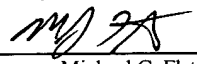
Serial No.: 10/796,566

Filed: March 8, 2004

For: PULSE OXIMETER WITH
ALTERNATE HEART-RATE
DETERMINATION

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§ Group Art Unit: 3736
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§ Examiner: Unassigned
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§ Atty Docket: TYHC:0069/FLE
§ P0426R
§

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
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CERTIFICATE OF MAILING 37 C.F.R. 1.8	
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July 20, 2005	
Date	Michael G. Fletcher

Sir:

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PURSUANT TO 37 C.F.R. §§ 1.97(d) AND 1.98**

In compliance with the duty of disclosure under 37 C.F.R. § 1.56(a), it is respectfully requested that this Information Disclosure Statement be entered and that the listed references be considered by the Examiner and made of record. Applicants note that, due to recent amendments to 37 C.F.R. § 1.98(a), copies of the listed domestic references are no longer required to be submitted to the Examiner.

In accordance with 37 C.F.R. § 1.97, this Information Disclosure Statement is not to be construed as a representation that a search has been made, as an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b), or as a representation that no other possibly material information, as defined in 37 C.F.R. § 1.56(b), exists.

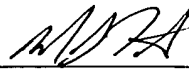
Furthermore, the references listed on the attached PTO/SB/08A Form are not to be construed as an admission that these references qualify as prior art as to the above-referenced application or any related application. Rather, these references are being presented for the Examiner's consideration without prejudice to the right to demonstrate that any of these references do not qualify as prior art should the Examiner choose to apply any of these references.

The following information is listed below in accordance with 37 C.F.R. §1.98. Any explanation of non-English language documents contained in this Information Disclosure Statement is believed to constitute a concise explanation of the relevance of the listed reference as it is presently understood by the individual designated in § 1.56(c) most knowledgeable about the content of the listed reference, in accordance with 37 C.F.R. § 1.98(a)(3).

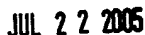
Applicants believe this Information Disclosure Statement is properly filed in accordance with 37 C.F.R. § 1.97(b). Consequently, no fee is believed due with this Information Disclosure Statement. However, the Commissioner is authorized to charge any requisite fee for this Information Disclosure Statement, and any additional fee which may be required, to Deposit Account No. 06-1315; Order No. TYHC:0069/FLE.

Respectfully submitted,

Date: July 20, 2005



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of

Complete if Known

Application Number	10/796.566
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Filing Date	3/8/2004
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First Named Inventor	Clark R. Baker Jr.
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Art Unit	3736
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Examiner Name	Unassigned
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Attorney Docket Number	TYHC:0069 (P0426R)
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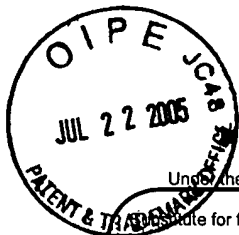
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Application Number	10/796,566
Filing Date	3/8/2004
First Named Inventor	Clark Baker Jr.
Art Unit	3736
Examiner Name	Unassigned
Attorney Docket Number	TYHC:0069 (P0426R)

Sheet		of	
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NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	3	Reuss et al., "Period Domain Analysis in Fetal Pulse Oximetry," Second Joint EMBS-BMES Conference 2002.	

Examiner Signature		Date Considered	
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